IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.80 OF 2006

Mansoor Shaikh Issaq .. Petitioner.
Vs.
The State of Maharashtra .. Respondent.

Mr.U.P.Warunjikar with Ms.Dipali Bhalekar for the petitioner.
Mr.A.S.Shitole A.P.P. for the State.

CORAM : D.B.BHOSALE, J.

DATED : 13TH JUNE, 2006

P.C.:

. Heard learned counsel for the parties.

2. By this writ petition, the petitioner has prayed for quashing of the proceedings bearing C.R.No.3046 of 2004 registered at Vishrant Wadi police station at Pune under section 3(1)(i) and (2) of the M.C.O.C.Act, 1999. The challenge is solely on the ground that there was only one case registered against the petitioner and, therefore, the provisions of M.C.O.C.Act are not applicable. This court vide order dated 12.4.2006 had directed the learned A.P.P. to file reply. Accordingly, the reply has been filed wherein it is specifically stated that the petitioner is a member of the organised crime syndicate led by Firoz Khan, who has committed seven offences during

the period of 2002 to 2004 alongwith other members of the crime syndicate including the present petitioner. The affidavit further states that the petitioner and his associates are involved in the offences attracting the provisions of MCOCA. Considering the reply affidavit filed by the State, it is not possible to grant the prayer. The prayer is rejected. At this stage Mr.Warunjikar, learned counsel for the petitioner prays for expediting the trial. It is open for the petitioner to make such prayer before the concerned Court. If such an application is filed the learned Judge to pass appropriate orders thereon within four weeks from the date of filing of the application. The petition is disposed of.

(D.B.Bhosale, J.)